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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS

BOX CPA

Washington, D.C. 20231

Attorney's Docket Number: 6843.0009-08

Prior Application: Art Unit: 1645

Examiner: R. Hayes

SIR: This is a request for filing a Continued Prosecution Application as a:

■ Continuation or □ Divisional application under 37 C.F.R. § 1.53(d) of pending prior nonprovisional application Serial No. 08/803,954 filed February 21, 1997 for METALLOPROTEINASE INHIBITOR.

by the following named inventors:

1. Keith E. Langley
2. Yves A. DeClerck
3. Thomas C. Boone
4. _____

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☐ Enter the amendment previously filed on _____ under 37 C.F.R. § 1.116 but unentered, in the prior application.
2. ☒ A Preliminary Amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. 1.53 (d)(4).

- a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT
& DUNNER, L.L.P.

STANFORD RESEARCH PARK
700 HANSEN WAY
PALO ALTO, CALIF. 94304
650-849-8600

4. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

Basic Application Filing Fee					\$690	\$ 690.00
	Number of Claims		Basic	Extra Claims		
Total Claims	16	-	20	0	x \$18	0
Independent Claims	3	-	3	0	x \$78	0
[] Presentation of Multiple Dep. Claim(s)					+\$260	0
					Subtotal	\$ 690.00
					Reduction by 1/2 if small entity	-
					TOTAL APPLICATION FILING FEE	\$ 690.00

5. ☐ A check in the amount of \$_____ to cover the filing fee is enclosed.
6. ☒ Please do not charge the filing fee to Deposit Account No. 06-0916.
7. ☐ The Commissioner is hereby authorized to charge any fees including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 06-0916.
8. ☐ A verified statement claiming small entity status
☐ is enclosed or ☐ is on file in the prior application.
9. ☐ Priority of application Serial No. _____ filed on _____ in _____ (country) is claimed under 35 U.S.C. § 119. A certified copy
☐ is enclosed or ☐ is on file in the prior application.
10. ☒ The prior application is assigned of record to: Amgen Inc., Thousand Oaks, California, and Childrens Hospital Los Angeles Research Institute, Los Angeles, California
11. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight,

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Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Roger D. Taylor, Reg. No. 28,992; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33, 921; James B. Monroe, Reg. No. 33,971; Doris Johnson Hines, Reg. No. 34,629; Allen R. Jensen, Reg. No. 28,224; Lori Ann Johnson, Reg. No. 34,498; and David A. Manspeizer, Reg. No. 37,540.

12. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315.
13. ☐ Recognize as associate attorney _____

 (name, address & Reg. No.)
14. ☐ Also enclosed is _____

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It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that any member of the public, who is entitled under the provisions of § 1.14 to access to, copies of, or information concerning either the prior application or any continuing application filed under the provisions of 37 C.F.R. § 1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By:  _____

Norbert Stahl
Reg. No.: 44,350

Date: April 19, 2000

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PATENT
Attorney Docket No. 06843.0009-08

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Keith E. Langley *et al.*

Serial No.: 08/803,954

Filed: February 21, 1997

For: METALLOPROTEINASE INHIBITOR

Group Art Unit: 1645

Examiner: R. Hayes

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

PRELIMINARY AMENDMENT

Prior to examination of the continued prosecution application filed herewith, Applicants request entry of the following amendments. Applicants also submit herewith a Petition for Extension of Time for three (3) months, accompanied by the appropriate fee, to respond to the final Office Action dated October 22, 1999, up to and including April 22, 2000.

AMENDMENTS

IN THE CLAIMS:

Please cancel claims 34, 38, and 39 without prejudice or disclaimer.

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